

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION**

Civil Action No. 5:20-CV-612-D

Justin J. White,

Plaintiff,

v.

NC Special Police, LLC,

Defendant.

**Defendant's 12(b)(6) Motion to Dismiss for
Failure to State a Claim**

Pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, Defendant NC Special Police LLC ("Defendant") respectfully moves for an order dismissing Plaintiff's complaint in its entirety for failure to state a claim upon which relief can be granted. In support of this motion, Defendant submits its accompanying Memorandum of Law. If the Court in its discretion deems it appropriate, Defendant respectfully requests leave to move for attorney's fees pursuant to N.C. Gen. Stat. §75-16.1(2).

Respectfully submitted,

This the 28th day of January, 2021.

Venum PLLC

By: /s/ Elizabeth Venum
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing was electronically filed with the Clerk of Court using the CM/ECF system which will send notification to all other Parties as follows:

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This, the 28th day of January, 2021

Venum PLLC

By: /s/ Elizabeth Venum
Elizabeth Venum